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	Application No.	Applicant(s)
Notice of Allowability	09/941,692	HATAMURA ET AL.
	Examiner	Art Unit
	Allan Olsen	1763
The MAILING DATE of this communication app All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85 NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT I of the Office or upon petition by the applicant. See 37 CFR 1.31	S (OR REMAINS) CLOSED 5) or other appropriate comr RIGHTS. This application is	in this application. If not included nunication will be mailed in due course. THIS
1. This communication is responsive to the amendment filed	<u>d June 23, 2004</u> .	
2. The allowed claim(s) is/are <u>50-58,63-77 and 79</u> .		
3. \boxtimes The drawings filed on <u>30 August 2001</u> are accepted by th	e Examiner.	
4. Acknowledgment is made of a claim for foreign priority of a) All b) Some* c) None of the: 1. Certified copies of the priority documents have 2. Certified copies of the priority documents have 3. Copies of the certified copies of the priority of International Bureau (PCT Rule 17.2(a)). * Certified copies not received: Applicant has THREE MONTHS FROM THE "MAILING DATE noted below. Failure to timely comply will result in ABANDON THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. 5. A SUBSTITUTE OATH OR DECLARATION must be substituted in the priority of the priorit	ve been received. ve been received in Applicate ocuments have been received. To of this communication to find MENT of this application. mitted. Note the attached Exves reason(s) why the oath cust be submitted. Treson's Patent Drawing Review. T's Amendment / Comment 1.84(c)) should be written on the header according to 37 cosit of BIOLOGICAL MA	ed in this national stage application from the le a reply complying with the requirements KAMINER'S AMENDMENT or NOTICE OF or declaration is deficient. ew (PTO-948) attached or in the Office action of the drawings in the front (not the back) of CFR 1.121(d). TERIAL must be submitted. Note the
Attachment(s) 1. Notice of References Cited (PTO-892) 2. Notice of Draftperson's Patent Drawing Review (PTO-948) 3. Information Disclosure Statements (PTO-1449 or PTO/SB Paper No./Mail Date 4. Examiner's Comment Regarding Requirement for Deposit of Biological Material) 6. ☐ Interview Paper No /08), 7. ☒ Examiner	Informal Patent Application (PTO-152) Summary (PTO-413), b./Mail Date Is Amendment/Comment Is Statement of Reasons for Allowance Allan Olsen Primary Examiner Art Unit: 1763

Application/Control Number: 09/941,692

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EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

Cancel claim 78.

Election/Restrictions

In the response filed June 23, 2004, applicant did not traverse the restriction and election by original presentation of claims 1-77 and 79 that was imposed in the Office action of February 27, 2004. Because applicant did not distinctly and specifically point out the supposed errors in the restriction requirement, the election has been treated as an election without traverse (MPEP § 818.03(a)).

This application is in condition for allowance except for the presence of claim 78 directed to an invention non-elected without traverse. Accordingly, claim 78 is cancelled by the above examiner's amendment.

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Allowable Subject Matter

Claims 50-58, 63-77 and 79 are allowed.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Allan Olsen whose telephone number is 571-272-1441. The examiner can normally be reached on M-F 1-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Greg Mills can be reached on 571-272-1439. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have guestions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Allan Olsen
Primary Examiner
Art Unit 1762